

ASSEMBLY BILL

No. 2271

Introduced by Assembly Member Quirk

February 18, 2016

An act to amend Section 388 of the Public Utilities Code, relating to energy.

LEGISLATIVE COUNSEL'S DIGEST

AB 2271, as introduced, Quirk. Energy efficiency.

Existing law authorizes any state agency to enter into an energy savings contract with a qualified energy service company for the purchase or exchange of thermal or electrical energy or water, or to acquire energy efficiency services, water conservation services, or both, for a term not exceeding 35 years, at those rates and upon those terms that are approved by the agency.

This bill would make nonsubstantive revisions to this authorization.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 388 of the Public Utilities Code is
2 amended to read:
3 388. (a) Notwithstanding any other provision of law, ~~any a~~
4 state agency may enter into an energy savings contract with a
5 qualified energy service company for the purchase or exchange of
6 thermal or electrical energy or water, or to acquire energy
7 efficiency ~~and/or services~~, water conservation services, *or both*,

1 for a term not exceeding 35 years, at those rates and upon those
2 terms that are approved by the agency.

3 (b) The Department of General Services or any other state or
4 local agency intending to enter into an energy savings contract
5 may establish a pool of qualified energy service companies based
6 on qualifications, experience, ~~pricing~~ *pricing*, or other pertinent
7 factors. Energy service contracts for individual projects undertaken
8 by any state or local agency may be awarded through a competitive
9 selection process to individuals or firms identified in such a pool.
10 The pool of qualified energy service companies and contractors
11 shall be reestablished at least every two years or shall expire.

12 (c) For purposes of this section, the following definitions apply:

13 (1) “Energy savings” means a measured and verified reduction
14 in fuel, ~~energy~~ *energy*, or water consumption when compared to
15 an established baseline of consumption.

16 (2) “Qualified energy service company” means a company with
17 a demonstrated ability to provide or arrange for building or facility
18 energy auditors, selection and design of appropriate energy savings
19 measures, project financing, implementation of these measures,
20 and maintenance and ongoing measurement of these measures as
21 to ensure and verify energy savings.